June 30 2010

Ed Smith
CLERK OF THE SUPREME COURT
STATE OF MONTANA

IN THE SUPREME COURT OF THE STATE OF MONTANA ORIGINAL

No. DA 10-0060

STATE OF MONTANA,

Plaintiff and Appellee,

FILED

v.

JUN 3 0 2010

BARRY K. HOLT,

Ed Smith
CLERK OF THE SUPREME COURT
STATE OF MONTANA

Defendant and Appellant.

ORDER

Upon consideration of Appellant's motion for extension of time, and good cause appearing therefore,

IT IS HEREBY ORDERED that Appellant is granted an extension of time to and including August 4, 2010, within which to prepare, file, and serve its opening brief on appeal.

DATED this day of June, 2010.

CHIEF JUSTICE